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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/772,767	01/30/2001	Satoshi Itoi	1512-9	9415
75	7590 08/09/2006		EXAMINER	
LAFF, WHITESEL, CONTE & SARET			VENT, JAMIE J	
401 North Mich Chicago, IL 6			ART UNIT	PAPER NUMBER
, i			2621	
			DATE MAILED: 08/09/200	6

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)				
Office Action Summer	09/772,767	ITOI, SATOSHI				
Office Action Summary	Examiner	Art Unit				
	Jamie Vent	2621				
 The MAILING DATE of this communication app Period for Reply 	pears on the cover sheet wit	h the correspondence address				
A SHORTENED STATUTORY PERIOD FOR REPLY	Y IS SET TO EXPIRE 3 M	ONTH(S) OR THIRTY (30) DAYS	3.			
WHICHEVER IS LONGER, FROM THE MAILING D/ - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication If NO period for reply is specified above, the maximum statutory period v - Failure to reply within the set or extended period for reply will, by statute Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	ATE OF THIS COMMUNIC 36(a). In no event, however, may a re will apply and will expire SIX (6) MONT 1, cause the application to become ABA	ATION. pty be timely filed THS from the mailing date of this communication ANDONED (35 U.S.C. § 133).				
Status						
1)⊠ Responsive to communication(s) filed on 15 M	larch 2006					
	action is non-final.					
· <u> </u>	,—					
closed in accordance with the practice under E	•	·	.0			
Disposition of Claims	,, .,	,				
4)⊠ Claim(s) <u>27 and 28</u> is/are pending in the applic	cation.					
4a) Of the above claim(s) is/are withdraw						
5) Claim(s) is/are allowed.						
6)⊠ Claim(s) <u>27-28</u> is/are rejected.						
7) Claim(s) is/are objected to.						
8) Claim(s) are subject to restriction and/o	r election requirement.					
Application Papers						
9) The specification is objected to by the Examine	er.					
10) ☐ The drawing(s) filed on is/are: a) ☐ acco	epted or b)□ objected to b	y the Examiner.				
Applicant may not request that any objection to the	drawing(s) be held in abeyan	ce. See 37 CFR 1.85(a).				
Replacement drawing sheet(s) including the correct	tion is required if the drawing(s) is objected to. See 37 CFR 1.121	(d).			
11) The oath or declaration is objected to by the Ex	caminer. Note the attached	Office Action or form PTO-152.				
Priority under 35 U.S.C. § 119						
12) Acknowledgment is made of a claim for foreigna) All b) Some * c) None of:	priority under 35 U.S.C. §	119(a)-(d) or (f).				
1. ☐ Certified copies of the priority documents	s have been received.					
2. Certified copies of the priority document	s have been received in Ap	oplication No				
3. Copies of the certified copies of the prior	rity documents have been	received in this National Stage				
application from the International Bureau	u (PCT Rule 17.2(a)).					
* See the attached detailed Office action for a list	of the certified copies not i	received.				
Attachment(s)]					
Notice of References Cited (PTO-892) Dotice of Draftsperson's Patent Drawing Review (PTO-948)		ummary (PTO-413))/Mail Date				
3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)	5) D Notice of In	formal Patent Application (PTO-152)				
Paper No(s)/Mail Date	6)	_·				

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on March 15, 2006 has been entered.

Response to Arguments

Applicant's arguments with respect to claim 27 have been considered but are moot in view of the new ground(s) of rejection.

[claims 1-26]

Claims 1-26 have been cancelled.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 27-28 are rejected under 35 U.S.C. 102(b) as being unpatentable by Asada et al (US 6,760,539).

Application/Control Number: 09/772,767 Page 3

Art Unit: 2621

[claim 27]

In regard to Claim 27, Asada et al discloses a data decoding apparatus for a plurality of recording apparatuses that include different recording medium the data decoding apparatus comprising:

- a receiver configured to receive a digital broadcast (Figure 22 shows a receiving unit wherein digital broadcast are received into the system);
- a decoder configured to decode the digital broadcast into data (Figure 25 shows the decoding of a broadcast signal);
- an interface configured to couple with the plurality of recording apparatuses (Figure 21 shows a user interface for coupling to various apparatuses);
- a copy control code extractor configured to extract a copy control code
 from the data (Column 24 Lines 60+ through Column 25 Lines 1-3); and
- a controller configured to analyze the copy control code and enable the
 data to be recorded simultaneously by the plurality of recording
 apparatuses if the copy control code indicates permission to copy only
 once (Column 20 Lines 17+ describes the controlling of data through the
 copy control code and as further seen in Figure 18).

[claim 28]

In regard to Claim 28, Asada et al discloses a data decoding apparatus as claimed in claim 27, wherein the plurality of recording apparatuses are chosen from a hard disk

Art Unit: 2621

recording apparatus. an optical disk recording apparatus, and a video tape recorder (Column 1 Lines 27+).

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- Morito (US 2002/0046178)
- Ogino (US 6,571,220).

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jamie Vent whose telephone number is 571-272-7384. The examiner can normally be reached on 7:30am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thai Tran can be reached on 571-272-7382. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2621

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JJV

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